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ATTORNEYS FOR

Alex Chavez

FILED

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

v.

ALEX CHAVEZ.

Case No.: CR 10-00824 DLJ

STIPULATION FOR  
CONTINUANCE OF  
SENTENCING HEARING

Hearing Date: September 19, 2013  
Hearing Time: 9:00 a.m.  
Courtroom Number: 7

**Relief Requested**

All of the parties to this action, by their signatures on this motion agree and stipulate that the sentencing hearing date in this matter which is currently set for September 19, 2013, at 9:00 a.m., may be continued to November 7, 2013, at 9:00 a.m.

**Compliance with Local Court Rules**

In compliance with the Rules of Court governing motions for continuance, specifically Crim.L.R. 32-2, the undersigned certifies to the court that the AUSA and the Probation Officer on this case have been contacted with the proposed date and they have agreed that they are available on that date. The undersigned attorney for defendant, ALEX CHAVEZ, has also

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1 contacted the calendar clerk for the Honorable D. Lowell Jensen and cleared the proposed date of  
2 September 19, 2013.

3 **Grounds for Relief**

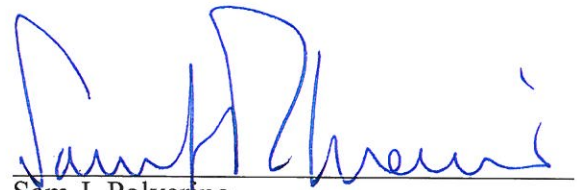
4 Good cause exists for rescheduling of this sentencing hearing in that:

5 The defendant requests a continuance because of the following reasons and Assistant U.S.  
6 Attorney Thomas Colthurst does not oppose this request:

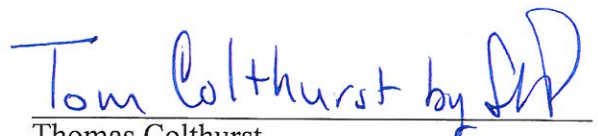
- 7 1) Defendant's counsel, Sam J. Polverino, will be out of the country on a family  
8 vacation from September 17<sup>th</sup> through September 30, 2013.  
9 2) AUSA Thomas Colthurst anticipates commencing trial in another case on  
10 September 30, 2013.

11 This stipulation for continuing the sentencing hearing date is entered into by:

12 Dated: August 29, 2013  
13  
14 For Defendant, ALEX CHAVEZ

15   
16 Sam J. Polverino  
17 LAW OFFICE OF SAM J. POLVERINO  
18 75 East Santa Clara Street, Suite 295  
19 San Jose, CA 95113  
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22 email: spolverino@sjlawyer.net  
23 Attorney for Alex Chavez

24 Date: August 30, 2013  
25  
26 For Plaintiff, the United States of America

27   
28 Thomas Colthurst  
ASSISTANT US ATTORNEY  
150 Almaden Blvd., Suite 900  
San Jose, CA 95113  
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Fax: (408) 535-5066

Stipulation for Continuance of Sentencing Hearing  
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**ATTORNEY FOR**  
Alex Chavez

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

UNITED STATES OF AMERICA,

Case No.: CR 10-00824 DLJ

v.

**ORDER CONTINUING  
SENTENCING HEARING**

ALEX CHAVEZ.

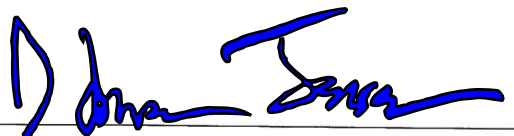
Hearing Date:  
Hearing Time:  
Courtroom Number:

The Court has considered the stipulation and the papers submitted in support of the request to continue the sentencing hearing. After full consideration of the matter:

**IT IS ORDERED:**

1. The motion to continue the sentencing hearing in this matter is GRANTED.
2. The currently set date for sentencing in this matter of September 19, 2013 at 9:00 a.m. is vacated.
3. The new sentencing hearing date is October 1, 2013 at 9:00 a.m.

Dated: October 1, 2013



HONORABLE D. LOWELL JENSEN  
UNITED STATES DISTRICT JUDGE

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